

# **Local Government Amendment Act (No 2) 1995**

Public Act 1995 No 40  
Date of assent 25 July 1995

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## **An Act to amend the Local Government Act 1974**

**Be it enacted by the Parliament of New Zealand as follows:**

### **1 Short Title and commencement**

- (1) This Act may be cited as the Local Government Amendment Act (No 2) 1995, and shall be read together with and deemed part of the Local Government Act 1974 (hereinafter referred to as the principal Act).
- (2) This Act shall come into force on the day on which it receives the Royal assent.

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Section 2 was repealed, as from 1 July 2003, by section 266 Local Government Act 2002 (2002 No 84). *See* sections 273 to 314 of that Act as to the savings and transitional provisions.

**3 Regional petrol tax reimposed until close of 31 January 1996**

- (1) As from the close of the 14th day after this Act receives the Royal assent, there shall be payable on all petrol delivered or used—
  - (a) In the Auckland Regional Council's regional petrol tax area, a regional petrol tax at the rate of 0.95 cents a litre; and
  - (b) In the Wellington Regional Council's regional petrol tax areas, a regional petrol tax—
    - (i) At the rate of 1.5 cents a litre in Wellington, Porirua, and the Hutt Valley; and
    - (ii) At the rate of 0.5 cents a litre in Kapiti up to and including Waikanae; and
  - (c) In the Canterbury Regional Council's regional petrol tax area, a regional petrol tax at the rate of 0.62 cents a litre; and
  - (d) In the Otago Regional Council's regional petrol tax area, a regional petrol tax at the rate of 0.5 cents a litre; and
  - (e) In the Waikato Regional Council's regional petrol tax area, a regional petrol tax at the rate of 0.2 cents a litre.
- (2) The rates of regional petrol tax specified in subsection (1) of this section are exclusive of any goods and services tax payable under the Goods and Services Tax Act 1985.
- (3) Notwithstanding anything in Part 11A of the principal Act (as inserted by section 2 of the Local Government Amendment Act (No 2) 1992),—
  - (a) The regional petrol taxes imposed by subsection (1) of this section are hereby deemed to be regional petrol taxes levied pursuant to and in accordance with that Part of that Act:

- (b) The rate of any regional petrol tax specified in subsection (1) of this section may from time to time be altered in the manner provided in that Part of that Act:
  - (c) Subject to the provisions of this section, that Part of that Act shall apply in respect of every regional petrol tax imposed by this section as if there were omitted from section 200C(5) of that Act the expression “30th day of June 1995”, and there were substituted the expression “31st day of January 1996”, and with any other necessary modifications.
- (4) For the purposes of this section, a regional council’s regional petrol tax area or regional petrol tax areas shall be the tax area or tax areas approved by the Minister of Transport, for the purposes of the corresponding regional petrol tax levied by the council, under section 200C(6) of the principal Act.

#### **4 Expiry of Part 11A of principal Act**

- (1) Part 11A of the principal Act (as inserted by section 2 of the Local Government Amendment Act (No 2) 1992) shall expire with the close of the 31st day of January 1996.
- (2) Part 11A of the principal Act (as so inserted) and section 2 of the Local Government Amendment Act (No 2) 1992 shall, as from the close of the 31st day of January 1996, be deemed to have been repealed.

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Section 6 was repealed, as from 1 October 1998, by section 14(1)(k) Local Government Amendment Act 1998 (1998 No 89).